
Emergency Rules

Title 13—DEPARTMENT OF SOCIAL SERVICES

Division 40—Family Support Division

Chapter 19—Energy Assistance

EMERGENCY AMENDMENT

13 CSR 40-19.020 Low Income Home Energy Assistance Program. The Family Support Division is amending the monthly income ranges contained in the LIHEAP Income Ranges Chart immediately following subsection (3)(D) of this rule and also amending subsection (4)(C) to remove military personnel not living in the home as being ineligible household members.

PURPOSE: This amendment adjusts the monthly income amounts on the LIHEAP Income Ranges Chart to reflect changes made in the federal poverty guidelines and to remove military personnel on active duty from being ineligible household members.

EMERGENCY STATEMENT: The division finds that there exists an immediate danger to the public welfare, which requires emergency action. This emergency amendment follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances, complies with the protections extended by the Missouri and United States Constitutions and limits the scope of the emergency amendment to the circumstances creating the emergency and requiring emergency procedure. An emergency amendment is necessary because of the planned implementation of the program in October 2004. Postponing the date for acceptance of energy assistance applications will result in individuals having their utility service terminated. Termination of utility service can produce a health hazard, particularly to elderly and disabled individuals, since they are more susceptible to hypothermia.

The amendment is necessary to preserve a compelling governmental interest requiring an early effective date in that the rule informs the public regarding income guidelines for receipt of assistance. The eligibility criteria for energy assistance changes each year based on poverty guidelines announced by the federal government. It is essential for persons potentially eligible for low income home energy assistance to have timely information related to the income guidelines prior to the need for assistance. The procedure employed is fair to all interested parties concerned inasmuch as it equitably allocates energy assistance benefits based on household size and available resources. Emergency amendment filed September 24, 2004, effective October 4, 2004, expires April 1, 2005.

(3) Primary eligibility requirements for this program are as follows:

(D) Each household must have a monthly income no greater than the specific amounts based on household size as set forth in the Low Income Home Energy Assistance Program (LIHEAP) Income Ranges Chart. If the household size and composition of a LIHEAP applicant household can be matched against an active food stamp case reflecting the same household size and composition, monthly income for LIHEAP will be established by using the monthly income documented in the household's food stamp file.

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[LIHEAP INCOME RANGES CHART

Monthly Income Amounts

Household Size	Income Range	Income Range	Income Range	Income Range	Income Range
1	\$0-187	\$188-375	\$376-563	\$564-751	\$752-935
2	\$0-253	\$254-507	\$508-761	\$762-1,015	\$1,016-1,263
3	\$0-318	\$319-637	\$638-956	\$957-1,275	\$1,276-1,590
4	\$0-383	\$384-767	\$768-1,151	\$1,152-1,535	\$1,536-1,917
5	\$0-449	\$450-899	\$900-1,349	\$1,350-1,799	\$1,800-2,244
6	\$0-514	\$515-1,029	\$1,030-1,544	\$1,545-2,059	\$2,060-2,571
7	\$0-580	\$581-1,161	\$1,162-1,742	\$1,743-2,323	\$2,324-2,898
8	\$0-645	\$646-1,291	\$1,292-1,937	\$1,938-2,583	\$2,584-3,225
9	\$0-710	\$711-1,421	\$1,422-2,132	\$2,133-2,843	\$2,844-3,552
10	\$0-776	\$777-1,553	\$1,554-2,330	\$2,331-3,107	\$3,108-3,879
11	\$0-841	\$842-1,683	\$1,684-2,525	\$2,526-3,367	\$3,368-4,206
12	\$0-907	\$908-1,815	\$1,816-2,723	\$2,724-3,631	\$3,632-4,533
13	\$0-972	\$973-1,945	\$1,946-2,918	\$2,919-3,891	\$3,892-4,860
14	\$0-1,038	\$1,039-2,077	\$2,078-3,116	\$3,117-4,155	\$4,156-5,188
15	\$0-1,103	\$1,104-2,207	\$2,208-3,311	\$3,312-4,415	\$4,416-5,515
16	\$0-1,168	\$1,169-2,337	\$2,338-3,506	\$3,507-4,675	\$4,676-5,842
17	\$0-1,234	\$1,235-2,469	\$2,470-3,704	\$3,705-4,939	\$4,940-6,169
18	\$0-1,299	\$1,300-2,599	\$2,600-3,899	\$3,900-5,199	\$5,200-6,496
19	\$0-1,365	\$1,366-2,731	\$2,732-4,097	\$4,098-5,463	\$5,464-6,823
20	\$0-1,430	\$1,431-2,861	\$2,862-4,292	\$4,293-5,723	\$5,724-7,150]

LIHEAP INCOME RANGES CHART

Monthly Income Amounts

Household Size	Income Range	Income Range	Income Range	Income Range	Income Range
1	\$0-194	\$195-389	\$390-584	\$585-779	\$780-970
2	\$0-260	\$261-521	\$522-782	\$783-1,043	\$1,044-1,301
3	\$0-326	\$327-653	\$654-980	\$981-1,307	\$1,308-1,632
4	\$0-393	\$394-787	\$788-1,181	\$1,182-1,575	\$1,576-1,964
5	\$0-459	\$460-919	\$920-1,379	\$1,380-1,839	\$1,840-2,295
6	\$0-525	\$526-1,051	\$1,052-1,577	\$1,578-2,103	\$2,104-2,626
7	\$0-591	\$592-1,183	\$1,184-1,775	\$1,776-2,367	\$2,368-2,957
8	\$0-658	\$659-1,317	\$1,318-1,976	\$1,977-2,635	\$2,636-3,289
9	\$0-724	\$725-1,449	\$1,450-2,174	\$2,175-2,899	\$2,900-3,620
10	\$0-790	\$791-1,581	\$1,582-2,372	\$2,373-3,163	\$3,164-3,951
11	\$0-856	\$857-1,713	\$1,714-2,570	\$2,571-3,427	\$3,428-4,282
12	\$0-923	\$924-1,847	\$1,848-2,771	\$2,772-3,695	\$3,696-4,614
13	\$0-989	\$990-1,979	\$1,980-2,969	\$2,970-3,959	\$3,960-4,945
14	\$0-1,055	\$1,056-2,111	\$2,112-3,167	\$3,168-4,223	\$4,224-5,276
15	\$0-1,121	\$1,122-2,243	\$2,244-3,365	\$3,366-4,487	\$4,488-5,607
16	\$0-1,188	\$1,189-2,377	\$2,378-3,566	\$3,567-4,755	\$4,756-5,939
17	\$0-1,254	\$1,255-2,509	\$2,510-3,764	\$3,765-5,019	\$5,020-6,270
18	\$0-1,320	\$1,321-2,641	\$2,642-3,962	\$3,963-5,283	\$5,284-6,601
19	\$0-1,386	\$1,387-2,773	\$2,774-4,160	\$4,161-5,547	\$5,548-6,932
20	\$0-1,453	\$1,454-2,907	\$2,908-4,361	\$4,362-5,815	\$5,816-7,264

Emergency Rules

(4) Household members meeting any of the following conditions will not be eligible to receive LIHEAP benefits:

(C) Individuals not considered as household members. This will include roomers, boarders, live-in attendants and students *[or military personnel]* that are not actually residing in the home;

*AUTHORITY: section 207.020, RSMo 2000. Emergency rule filed Nov. 26, 1980, effective Dec. 6, 1980, expired March 11, 1981. Original rule filed Nov. 26, 1980, effective March 12, 1981. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed Sept. 24, 2004, effective Oct. 4, 2004, expires April 1, 2005. An emergency and proposed amendment covering this same material will be published in the Nov. 1, 2004 issue of the **Missouri Register**.*